



S003923%\$%2003

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

2001, 2002, 2003

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by August 1, 2004.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct:**

**Owner of Record: U S SIERRA NATL FOREST;**

STATEMENT NO.: S003923  
CONTACT PHONE NO.: (209)297-0706

**PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:**

**U S SIERRA NATL FOREST  
1600 TOLLHOUSE RD  
CLOVIS, CA 93612**

**Source Name:** Unnamed Spring

**Tributary To:** SAND CREEK

**County:** Madera

**Diversion Within:** SE1/4 of NW1/4 Section 18, T07S, R23E, MB&M

**Year of First Use:** 1964

**Parcel Number:**

A. Water is used under: Riparian claim ☒ Pre 1914 right ☐ Other (explain):

B. Year of first use (Please provide if missing above)

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2001													107
2002													"
2003													"

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation  acres; Stockwatering 10-20 head; Domestic 10 People;

Other (specify) Cow Camp, Wildlife

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
NONE

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☐ NO ☐

Describe any water conservation efforts you have initiated:

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr  (af/mg) yr  (af/mg) yr  (af/mg)

Reductions in consumptive use:

yr  (af/mg) yr  (af/mg) yr  (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_ NO \_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_ NO \_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

**USDA FOREST SERVICE**  
**SIERRA NATIONAL FOREST**  
1600 TOLLHOUSE Rd.  
CLOVIS, CA 93611-0532, California

DATE: Dec 2, 2004 at \_\_\_\_\_

SIGNATURE: Earle W Franks Forest Supervisor

PRINTED NAME: Earle W Franks  
(first name) (middle init.) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION


GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

*"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2001.

Owner of Record: U S SIERRA NATL FOREST;

U S SIERRA NATL FOREST

1600 TOLLHOUSE RD

CLOVIS, CA 93612



Statement No: S003923

Password: 04190110012620

Phone Number: (209) 297-0706

Year of First Use: 1964

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Source Name: UNSP

Tributary To: SAND CREEK

County: Madera

Parcel Number:

Diversion Within: SE1/4 of NW1/4 Section 18, T07S, R23E, MB&M

A. Water is used under: Riparian claim ☒ Pre 1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons \_\_\_\_\_ Acre-feet ☒ Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1998													.07
1999													.07
2000													.07

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering 10-20 head; Domestic 10 people;

Other (specify): Bar Camp, Wildlife

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_ NO \_\_\_

Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_ NO \_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_.
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

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I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_ NO \_\_\_

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- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_.
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_ NO \_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

USDA FOREST SERVICE  
SIERRA NATIONAL FOREST  
1600 TOLLHOUSE RD.  
CLOVIS, CA 93611-0532, California

DATE: NOV 16 20 01 at \_\_\_\_\_  
SIGNATURE: Earle W. Franks for James Boynton Forest Supervisor  
PRINTED NAME: Earle W. Franks  
(first name) (middle init.) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION


GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

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"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

5-3 923  
\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S003923

OWNER OF RECORD: U S SIERRA NATL FOREST

U S SIERRA NATL FOREST  
1600 TOLLHOUSE ROAD  
CLOVIS, CA 93612

STATE WATER RESOURCES  
CONTROL BOARD  
1995 JUL 31 PM 12:15  
DIV. OF WATER RIGHTS  
SACRAMENTO

SOURCE: UNSP

TRIBUTARY TO: SAND CREEK

COUNTY: MADERA

DIVERSION

WITHIN: SE¼ OF NW¼ SECTION 18, T7S, R23E, MDB&M.

TELEPHONE NUMBER:

(209) 487-5146

YEAR OF FIRST USE: 1964

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim ☒; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992				✓	✓	✓	✓	✓	✓	✓	✓		.07
1993				✓	✓	✓	✓	✓	✓	✓	✓		.07
1994				✓	✓	✓	✓	✓	✓	✓	✓		.07

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering 10-20 head; Domestic 10 People

Other (specify) \_\_\_\_\_

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NONE

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: JULY 24, 19 95, at CLOVIS, California

SIGNATURE: *James L. Boynton*

PRINTED NAME: JAMES L. BOYNTON  
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: SIERRA NATIONAL FOREST, 1600 TOLLHOUSE RD, CLOVIS, CA 93611

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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"Statements of Water Diversion and Use"  
"Information Pertaining to Water Rights in California"  
"Water Rights for Stockponds Constructed Prior to 1969"  
"Appropriation of Water in California"

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
901 P ST. SACRAMENTO, CA 95814  
(916) 322-4503

STATE WATER RESOURCES CONTROL BOARD  
(916) 322-45676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

1991 MAR -5 AM 10:10

DIVERTER OF RECORD:

DIV. OF WATER RIGHTS  
SACRAMENTO

STATEMENT NO: 003923  
Fwn 0255

U S SIERRA NATL FOREST  
FEDERAL BUILDING  
1130 O STREET  
FRESNO, CA 93721

TELEPHONE NUMBER:  
(209) 487-5146

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: UNNAMED SPRING

TRIBUTARY TO: SAND CREEK

COUNTY: MADERA

DIVERSION

WITHIN: SE1/4 OF NW1/4 SECTION 18, T07S, R23E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☒ Acre-feet ☐ \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988				/	/	/	/	/	/	/	/		.07
1989				/	/	/	/	/	/	/	/		.07
1990				/	/	/	/	/	/	/	/		.07

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_

Stockwatering 10-20 Head

Domestic 10 People

Other (specify) \_\_\_\_\_

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

N/A

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: FEB 12 1991, 19\_\_\_\_, at 1600 Tollhouse Rd. Clovis, CA 93612, California

Signature: \_\_\_\_\_

(for) Forest Supervisor  
1990

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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- "Appropriation of Water in California"



Sierra National Forest  
Forest Notification No. 15-02-9

State Stream Code No. 5-601-53-00-9

UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE

NOTIFICATION OF EXISTING WATER USE

S 3923

TO THE STATE WATER RIGHTS BOARD OF THE STATE OF CALIFORNIA:

The UNITED STATES OF AMERICA, acting by and through the FOREST SERVICE, UNITED STATES DEPARTMENT OF AGRICULTURE, hereby notifies you of the following existing water use on reserved land in California within the So. Fork Willow Cr watershed of the Sierra (National Forest) (National Grassland)\* for National Forest System purposes:

- (1) The source of the water used is unnamed spring (stream, lake, spring, or well; located in Madera County, if unnamed, so state) California, which source is tributary to Sand Creek
- (2) The point of diversion is: S 45° W 56 chains from NE corner (bearing and distance or coordinate Sec. 18 being within distances from section or quarter section corner) the NW 1/4 of SE 1/4 of Section 18, Township 7S, Range 23E, (40-acre subdivision) Mt. Diablo Base and Meridian.
- (3) The amount of water used is as follows: (Complete only applicable items)
- (a) For diversion and direct application to beneficial use: 2000 gal./year proposed for use, the diversion commencing April 1.

\*Strike out-inapplicable words.

Strike out inapplicable word.

B5-2500-7(Iss. 10/65)

B5-2500-7(Rev. 10/65)

and ending Nov. 30 of each year.

- (b) For diversion, storage, and later application to beneficial use:        acre-feet per annum, to be collected between        and        of each year.

- (4) The use(s) to which the water is put, is(are) the following:

domestic and stock water.  
(domestic, irrigation, power, recreation, stock water, fire control, or fish culture)

- (5) The place where the water is used is Kiabler's cow camp  
(commonly used name or local

designation, in the NW 1/4 of SE 1/4 of Section 18,  
(40-acre subdivision)

Township 7 S, Range 23E, Mt. Diablo Base and Meridian, in  
Madera County, California.

- (6) If said place of use of the water covered by this notification is also served by water covered by another notification or by a water right from the State:

- (a) The number of the Forest Notification of the         
National Forest is

- (b) The number of the State (permit) (license)\* is        issued  
pursuant to application number

- (7) The water used covered by this notification commenced in the  
year 1964.

- (8) If the water use covered by this notification is by a person or  
entity occupying National Forest land under a special use permit:

- (a) The permittee is named Jay Kiabler

\*Strike out inapplicable word.

(b) The permit was issued for the purpose(s) of \_\_\_\_\_

SAID PERMITTEE DOES NOT HAVE A WATER RIGHT UNDER CALIFORNIA LAW  
COVERING THIS USE.

The foregoing diversion and use are made pursuant to a withdrawal and  
reservation of the affected land and resources thereon for National Forest  
System purposes. The effective date of said withdrawal and reservation  
is 2-14-1893.

A map, if available, showing points of diversion and use is attached  
hereto.

The United States of America gives this notification to the State  
in the interest of comity, and does not concede that the State has power  
to regulate the rights of the United States to use of the water.

DATED this 26 day of October, 1967

UNITED STATES OF AMERICA

By J. W. Deinema  
Regional Forester, California Region  
Forest Service